Docket No. 2024728-7034432001 (03-226)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the Application of:	Group Art Unit: 3736
Robert Rioux, et al.	Confirmation No. 3377
Serial No.: 10/766,608)) Examiner: Anuradha, Roy)
Filed: January 27, 2004)))
For: SYSTEMS AND METHODS FOR TREATING BREAST TISSUE))')
AMENDMENT AND RESPONSE TO SPEC	
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	
Sir:	
Transmitted herewith, in response to the Off an Amendment and Response to Species Election R identified application.	fice Action mailed November 25, 2005, is equirement (8 pages) for the above-
	Respectfully submitted,
1 1	BINGHAM McCUTCHEN LLP
Dated: 12/12/05	By: David T. Burse
BINGHAM McCUTCHEN LLP Three Embarcadero, Suite 1800 San Francisco, CA 94111-4067 (650) 849-4824	Reg. No. 37,104
CERTIFICATE OF MAILING (37 C.F.R. §1	
I hereby certify that this paper (along with any referred to as the United States Postal Services on the date shown below wir addressee in an envelope addressed to the Commissioner for I 1450.	being attached or enclosed) is being deposited with th sufficient postage as "First Class Mail" to Patents, P.O. Box 1450, Washington, D.C. 22313-
12/12/05	Carolyn Tobias Name of Person Transmitting Paper Carulyn Jaheas
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AMENDMENT AND RESPONSE TO SPECIES ELECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the multi-tiered species election requirement set forth in the Office Action mailed November 25, 2005, and further discussed by the undersigned and the Examiner in a telephone conference on December 9, 2005, Applicants hereby elect the species of a "slidable electrode" as the power delivery source (claims 4 and 29), and the species wherein the imaging device is an endoscope (claims 11 and 25). In addition to elected claims 4, 11, 25 and 29, Applicants respectfully submit that at least claims and 1-2,7-9, 13-16, 19-23, 26-28 and 30 are generic to the elected species. The remaining claims are withdrawn from prosecution for the time being, but remain pending in the application, in accordance with the listing of the claims and their current status identifiers that begins on page 2. Remarks begin on page 8.